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PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	David S. Sumida et al.	)	Examiner:	Sung H. Pak
Serial No.:	09/894,347	)	Art Unit:	2874
Filed:	June 28, 2001	)	Our Ref:	B-4034 618348-2
For:	"GUIDED MODE LASER APPARATUS WITH IMPROVED CLADDING STRUCTURE AND A METHOD OF FABRICATING THEREOF"	)	Date:	October 28, 2004
		)	Re:	<i>Appeal to the Board of Appeals</i>

**BRIEF ON APPEAL**

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is an appeal from the Final rejection, dated March 3, 2004, for the above identified patent application. The Applicant submits that this Appeal Brief is being timely filed, since the notice of Appeal was filed on September 1, 2004.

**REAL PARTY IN INTEREST**

The present application has been assigned to HRL Laboratories, LLC of Malibu, CA.

**STATUS OF CLAIMS**

Claims 1 - 26 are the subject of this Appeal and are reproduced in the accompanying appendix.

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